

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

-----	X	
In re	:	Chapter 11 Case No.
	:	
LEHMAN BROTHERS HOLDINGS INC., <i>et al.</i> ,	:	08-13555 (SCC)
	:	
Debtors.	:	(Jointly Administered)
	:	
-----	X	
LEHMAN BROTHERS HOLDINGS INC., on	:	
behalf of itself and as assignee of LEHMAN	:	
BROTHERS INC.,	:	
	:	
Plaintiff,	:	
	:	
-against-	:	
	:	
EMORTGAGE LOGIC LLC,	:	Adv. Proc. No.
	:	10-03560 (SCC)
Defendant.	:	
	:	
-----	X	

**STIPULATION AND ORDER EXTENDING TIME TO RESPOND TO COMPLAINT**

Lehman Brothers Holdings Inc. ("LBHI") on behalf of itself and as assignee of Lehman Brothers Inc., on the one hand, and EMortgage Logic LLC (the "Defendant"), on the other hand, respectfully submit this Stipulation and Order Extending Time to Respond to Complaint, and in support thereof, state as follows:

WHEREAS, on September 15, 2010, LBHI commenced the above-captioned adversary proceeding (the "Adversary Proceeding") by filing a complaint (the "Complaint") against the Defendant.

WHEREAS, on September 22, 2010, the Clerk of the Court issued the Summons and Notice of Pretrial Conference In An Adversary Proceeding (the "Summons") setting a response

date for the Defendants to serve a responsive pleading or an answer to the Complaint under Fed. R. Bankr. P. 7012 within 30 days from the date of the Summons.

WHEREAS, pursuant to a series of orders, dated October 20, 2010, June 16, 2011, January 11, 2012, July 18, 2012, January 17, 2013, February 15, 2013, July 18, 2013, January 15, 2014, and January 31, 2014 [Case No. 08-13555; ECF Nos. 12199, 17763, 24198, 29506, 33970, 34697, 38806, 42081, 42417], the Court stayed the Adversary Proceeding until thirty (30) days after the date on which the Court enters a scheduling order in the action captioned *Lehman Brothers Special Financing Inc. v. Bank of America National Association, et al.*, Adv. Proc. No. 10-03547 (SCC) (the “Stay Expiration Date”).

WHEREAS, pursuant to the *Order Extending Stay of Avoidance Actions and Granting Certain Related Relief Pursuant to Section 105(a) of the Bankruptcy Code and Bankruptcy Rule 7004(a)(1)*, dated January 31, 2014 [ECF No. 42417], the Defendant is required to answer or otherwise respond to the Complaint by July 5, 2014.

WHEREAS, the Court has not yet entered a scheduling order in the action captioned *Lehman Brothers Special Financing Inc. v. Bank of America National Association, et al.*, Adv. Proc. No. 10-03547 (SCC).

WHEREAS, LBHI and the Defendant did not intend that the Defendant would have to answer or otherwise respond to the Complaint prior to the Stay Expiration Date.

**NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED** by the Defendant and LBHI that the Defendant shall have until fourteen (14) days after the Stay Expiration Date to answer or otherwise respond to the Complaint. For the avoidance of doubt, nothing contained herein shall prejudice the right of LBHI and the Defendant to request further extensions of the deadline to respond to the Complaint. When so-ordered by the Court, this

stipulation shall constitute both an agreement between the parties and an order of the Court.

Dated: June 30, 2014  
New York, New York

/s/ I. Richard Levy  
I. Richard Levy  
BLOCK & GARDEN, LLP  
5949 Sherry Lane, Suite 900  
Dallas, TX 75225  
Telephone: (214)866-0996

Attorneys for EMortgage Logic LLC

/s/ Robert J. Lemons  
Robert J. Lemons  
WEIL, GOTSHAL & MANGES LLP  
767 Fifth Avenue  
New York, NY 10153  
Telephone: (212) 310-8000

Attorneys for Lehman Brothers Holdings Inc.  
and Certain of Its Affiliates

**IT IS SO-ORDERED:**

July 1, 2014  
New York, New York

/s/ Shelley C. Chapman  
HONORABLE SHELLEY C. CHAPMAN  
UNITED STATES BANKRUPTCY JUDGE